

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
AT CINCINNATI**

TEDDY NICHOLS,)	Case No. C-1-02-0045
)	
Plaintiff,)	Judge Beckwith
)	
v.)	
)	
INDIANA MICHIGAN POWER CO.)	
RIVER TRANSPORTATION DIVISION)	
and/or AMERICAN ELECTRIC FUEL)	
SUPPLY, RIVER TRANSPORTATION)	
DIVISION,)	
)	
Defendant.)	

NOTICE TO TAKE DEPOSITION

TO: Gary Wm. Baun, Esq.
401 S. Old Woodward, Suite 320
Birmingham, MI 48009
Attorney for Plaintiff

WITNESS TO BE DEPOSED: Gary D. Herrin, Ph.D.

DATE AND TIME: Friday, July 9, 2004
at 10:00 a.m.

**PLACE DEPOSITION IS TO
BE TAKEN:** At the offices of: Gary D. Herrin, Ph.D.
College of Engineering
1011 Lurie Engineering Center
The University of Michigan
Ann Arbor, Michigan 48109-2102

PLEASE TAKE NOTICE that at the above-stated date, hour and place, we shall take the deposition of the witness above-stated, pursuant to the Federal Rules of Civil Procedure, for all purposes permitted pursuant to law, before a notary public, at which time the witness hereby being notified shall appear and at which time any party or their attorney may appear and examine, if they

may see fit.

This deposition is subject to continuance from time to time and place to place until completed.

Respectfully submitted,

s/Todd M. Powers
Todd M. Powers, Esq. (0027122)
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(513) 583-4212 (telephone)
(513) 583-4203 (facsimile)
Attorney for Defendants

CERTIFICATE OF SERVICE

____ I hereby certify that a true and accurate copy of the foregoing was served upon the following this 6th day of July, 2004:

Gary Wm. Baun, Esq.
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Birmingham, MI 48009
(248) 258-6262 (telephone)
(248) 258-6047 (facsimile)
Attorneys for Plaintiff

s/Todd M. Powers
Todd M. Powers